

**25-4. Administrative Enforcement: Agency Representation in Hearings and Signing of Consent Agreements (1200 TN 350 25-4)****1. AUTHORITY.**

- a. To represent the Agency in administrative enforcement actions conducted under the Organotin Antifouling Paint Control Act (OAPCA);
- b. To negotiate consent agreements between the Agency and respondents resulting from such enforcement actions; and
- c. To initiate an appeal from an administrative determination, and to represent the Agency in such appeals.

**2. TO WHOM DELEGATED.**

- a. The authorities in 1.a. and 1.b. are delegated to the Regional Counsel (RC).
- b. The authority in 1.b is also delegated to the Director, Enforcement and Compliance Assurance Division (ECAD).

**3. LIMITATIONS.**

- a. Only the Assistant Administrator for the Office of Enforcement and Compliance Assurance (AA/OECA) may exercise the authority to initiate appeals.

**4. REDELEGATION AUTHORITY.**

- a. This authority may not be redelegated.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

**5. ADDITIONAL REFERENCES. None.**

**25-4. Administrative Enforcement: Agency Representation in Hearings and Signing of Consent Agreements (continued)**

**6. SUPERSESSION.** Delegations Manual, OAPCA, Regional Delegation 25-4, Administrative Enforcement: Agency Representation in Hearings and Signing of Consent Agreements, 1200 TN RIII 128 (September 30, 1998).

Date: APR 15 2019

  
Cosmo Servidio  
Regional Administrator